IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

WAYNE BERRY, a Hawaii citizen,) CASE NO. 03-CV-00385 SOM/LEK) (Copyright) Plaintiff,) CERTIFICATE OF SERVICE vs. HAWAIIAN EXPRESS SERVICE,) INC., et al., Defendants.

102271

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of DEFENDANT FOODLAND SUPER MARKET, LIMITED'S STATEMENT OF NO POSITION ON DEFENDANTS C&S WHOLESALE GROCERS INC., C&S ACQUISITION LLC, C&S LOGISTICS LLC, ES3 LLC AND RICHARD COHEN FOR AWARD OF ATTORNEYS' FEES AND FULL COSTS FILED MARCH 23, 2006 was duly served via the Court's electronic transmission facilities to the parties listed below as follows:

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In addition, a true and exact copy of the abovereferenced document was duly served by hand delivery on the party identified below, on this date, addressed as follows:

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Attorney for Defendant HAWAIIAN TRANSFER COMPANY, LTD.

DATED: Honolulu, Hawaii, April 12, 2006.

/S/ LEROY E. COLOMBE

LEROY E. COLOMBE CHUN, KERR, DODD, BEAMAN & WONG, A Limited Liability Law Partnership

Attorney for Defendant FOODLAND SUPER MARKET, LIMITED